

PROCEEDINGS OF THE DOUGLAS COUNTY BOARD OF SUPERVISORS
Thursday, July 19, 2007, 6:00 p.m., Board Room, Second Floor, Government Center
1316 North 14th Street, Superior, Wisconsin

Meeting called to order by Chairman Douglas Finn.

Pledge of Allegiance recited.

Roll call taken by County Clerk Susan T. Sandvick. There were 27 present, 0 absent. Youth representatives present were Dalbec, Nys, Wendland.

Motion by Corbin, second Hendrickson, to approve minutes of the June 21, 2007, meeting. Motion carried.

CLAIMS AGAINST THE COUNTY

Notice of Claim and Claim from Attorney Aaron R. Bransky, on behalf of Jerry L. Gilbertson, for payment of bills incurred for medical and hospital care he received while a Douglas County Jail inmate. Corporation Counsel Felker recommended no action at this time.

Summons and Complaint from Attorney David A. Kropid, on behalf of Bruce W. Hann and Cathy Hann, and Teamster Local 346 Health Fund, for damages sustained as the result of a motorcycle accident. No action needed.

CORRESPONDENCE

Sixteen items of correspondence were either received and filed or referred to the appropriate committees. County Board members can request a copy of any of the items by returning the Copy Request Form (attached to their agendas) to County Clerk

PRESENTATIONS

County Administrator Koszarek presented Employee of the Quarter award to Sue LaVine, Zoning Office employee since 1984. He commended LaVine as the one constant during reorganization of the department. Steve Rannenber, Zoning Administrator, recognized LaVine's consistent work ethic, loyalty to Douglas County, and pleasant, respectful demeanor in the work environment. LaVine thanked her co-workers and those who nominated her. Zoning Committee Chair Carol Johnson added praise for LaVine's work.

PLATS

Approval of Final Plat - Douglas County Plat of Seidling's Addition to the Town of Amnicon by Hugh McDonald for Bernard Seidling, located in the NE1/4 of the SE1/4 of Section 3, T47N-R12W, Town of Amnicon. Motion by C. Johnson, second Baker, to approve. Motion carried.

Approval of Final Plat - Douglas County Plat of Gordon Estates for the Town of Gordon by Bill Anderson (Cornerstone Surveying), located in Part of the NE1/4 and in Part of the SE1/4, Section 31, T44N-R11W, Town of Gordon. Motion by C. Johnson, second Graven, to approve. Motion carried.

RESOLUTIONS

RESOLUTION #46-07
RESOLUTION BY THE LAND AND DEVELOPMENT
COMMITTEE

Subject: Land Sales

WHEREAS, the following parcels of land were advertised on June 4, 11, and 18, 2007, in accordance with Section 75.69, Wisconsin Statutes, and the highest bids received are as follows:

- \$ 1,501.00 PARCEL #26-07: Lots 6 and 7, Block 14, Oliver Bridge Division, Section 12-48-15, Village of Oliver, (OL-165-01376-00, OL-165-01378-00), from Keith Britton. Intended use: Recreation;
- \$ 1,101.00 PARCEL #27-07: Lots 9 and 10, Oliver Bridge Division, Section 12-48-15, Village of Oliver, (OL-165-01413-00, OL-165-01414-00), from Keith Britton. Intended use: Recreation;
- \$121,001.00 PARCEL #28-07: SE 1/4 of NE 1/4, SW 1/4 of NE 1/4, NW 1/4 of SE 1/4, Section 4-48-11, Town of Lakeside, (LA-018-00003-00, LA-018-00004-00, LA-018-00014-00), from Daniel and Carmen Brown. Intended use: Recreation;
- \$ 5,060.00 PARCEL #30-07: E 1/4, E 1/2 of W 1/2 of NE 1/4, W 1/2 of W 1/2 of NE 1/4, Block 14, Townsite of Superior West 11th Street, City of Superior (vicinity of 25th Avenue East 9newton) and East 11th Street), from Steven Doolittle. Intended Use: Owns nearby property; and
- \$ 6,000.00 PARCEL #31-07: Lots 245 and 247, Subdivision of Block 27, East St. Croix Street, Townsite of Superior, City of Superior (vicinity of 39th Avenue East and St. Croix Streets), from Allouez Garage, Inc. Intended Use: Storage.

NOW, THEREFORE, BE IT RESOLVED that the Douglas County Board of Supervisors, in regular meeting assembled, authorizes the County Clerk to execute quit claim deeds on the above named properties.

Dated this 19th day of July, 2007.

Roll Call		
District Number	Yes	No
1. Finn		
2. Browne		
3. O'Brien, John		
4. Isackson		
5. Baker		
6. Ritscher		
7. Livingston		
8. Martin		
9. Prettie		
10. Robinson		
11. Coyle		
12. Jaques		
13. Quam		
14. O'Brien, James		
15. McKenzie		
16. Sweeney		
17. Egan		
18. Allen		
19. Miller		
20. Hendrickson		
21. Johnson, Kay		
22. Thompson		
23. Corbin		
24. Liebaert		
25.		
26. Johnson, Carol		
27. Stewart		
28. Graven		
Roll: Ayes _____ Noes _____ Absent _____ Abstain _____ Passed <input checked="" type="checkbox"/> _____ Lost _____ Refer _____ Amend _____ Other _____		
Rev. 05-14-07		

Roll Call		
District Number	Yes	No
1. Finn		
2. Browne		
3. O'Brien, John		
4. Isackson		
5. Baker		
6. Ritscher		
7. Livingston		
8. Martin		
9. Prettie		
10. Robinson		
11. Coyle		
12. Jaques		
13. Quam		
14. O'Brien, James		
15. McKenzie		
16. Sweeney		
17. Egan		
18. Allen		
19. Miller		
20. Hendrickson		
21. Johnson, Kay		
22. Thompson		
23. Corbin		
24. Liebaert		
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26. Johnson, Carol		
27. Stewart		
28. Graven		
Roll: Ayes _____ Noes _____ Absent _____ Abstain _____ Passed <u> X </u> Lost _____ Refer _____ Amend _____ Other _____		
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(Committee Action: Unanimous)
 (Fiscal Note: Increase "Profit and Loss on Land Sales Account" by \$134,663.00)

ACTION: Motion by Allen, second Jaques, to adopt. Motion carried.

Roll Call		
District Number	Yes	No
1. Finn		
2. Browne		
3. O'Brien, John		
4. Isackson		
5. Baker		
6. Ritscher		
7. Livingston		
8. Martin		
9. Prettie		
10. Robinson		
11. Coyle		
12. Jaques		
13. Quam		
14. O'Brien, James		
15. McKenzie		
16. Sweeney		
17. Egan		
18. Allen		
19. Miller		
20. Hendrickson		
21. Johnson, Kay		
22. Thompson		
23. Corbin		
24. Liebaert		
25.		
26. Johnson, Carol		
27. Stewart		
28. Graven		
Roll: Ayes _____ Noes _____ Absent _____ Abstain _____ Passed X_____ Lost _____ Refer _____ Amend _____ Other _____		
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**RESOLUTION #47-07
RESOLUTION BY SUPERVISORS ON THE HEALTH &
HUMAN SERVICES BOARD**

Subject: Declaration of Intent for Douglas County to Participate in Implementation Planning for the Development of a Region-Wide Family Care Program in Northwestern Wisconsin

WHEREAS, the long-term care program known as Family Care was first authorized by 1999 Wisconsin Act 9, and

WHEREAS, Family Care eliminates wait lists for home and community-based long-term care services for elderly and disabled adults through the operation of a Care Management Organization (CMO), and

WHEREAS, the Governor is committed to expanding Family Care statewide due to evidence of improved consumer outcomes and greater cost-effectiveness of services, and

WHEREAS, the Northwest Wisconsin Long Term Care Options Consortium (NW-LTCO) began planning for the regionalization of Family Care in an 11 county region of northwestern Wisconsin, including the counties of Ashland, Barron, Bayfield, Burnett, Douglas, Iron, Polk, Price, Rusk, Sawyer, and Washburn, and

WHEREAS, the 2007-2009 state budget proposes to expand the availability of Family Care to 62 percent of the state, including northwestern Wisconsin, by the end of the biennium, and

WHEREAS, with this proposal counties will make an annual county contribution, but no greater than the amount each county spent in 2005 on long-term care services for frail elders and adults with physical and developmental disabilities, and

WHEREAS, more than 1,500 individuals are currently on wait lists or in need of home- and community-based long-term care services in the 11 county region, and

WHEREAS, wait lists in all participating counties would be eliminated within two years following the beginning of enrollment in a regional CMO, and

WHEREAS, participation in Family Care would create a state funded entitlement for all current and future enrollees, and

Roll Call		
District Number	Yes	No
1. Finn		
2. Browne		
3. O'Brien, John		
4. Isackson		
5. Baker		
6. Ritscher		
7. Livingston		
8. Martin		
9. Prettie		
10. Robinson		
11. Coyle		
12. Jaques		
13. Quam		
14. O'Brien, James		
15. McKenzie		
16. Sweeney		
17. Egan		
18. Allen		
19. Miller		
20. Hendrickson		
21. Johnson, Kay		
22. Thompson		
23. Corbin		
24. Liebaert		
25.		
26. Johnson, Carol		
27. Stewart		
28. Graven		
Roll: Ayes _____ Noes _____ Absent _____ Abstain _____ Passed <u> X </u> Lost _____ Refer _____ Amend _____ Other _____		
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WHEREAS, further support from DHFS is contingent upon a good faith expression by interested counties of an intent to participate in Implementation Planning for the development of a region-wide Family Care Program.

NOW, THEREFORE, BE IT RESOLVED that the Douglas County Board of Supervisors authorizes Douglas County's staff and agents to participate in the Planning to Implement Phase with the good faith intention to develop a regional public Care Management Organization to operate a Family Care Program in northwestern Wisconsin.

BE IT FURTHER RESOLVED that a copy of this resolution will be sent to the Secretary of the State Department of Health and Family Services and the County Clerks of Ashland, Barron, Bayfield, Burnett, Douglas, Iron, Polk, Price, Rusk, Sawyer, and Washburn Counties.

Dated this 19th day of July, 2007.

(Fiscal Note: None)

ACTION: Motion by Egan, second K. Johnson, to adopt. Motion carried.

**RESOLUTION #48-07
RESOLUTION BY THE EXECUTIVE COMMITTEE**

Subject: Reduction in Supervisory Districts Effective
with the 2010 Census Redistricting Process

WHEREAS, every 10 years, following the decennial census, Wisconsin counties are required to adopt new County Board supervisory districts, based on revised census population numbers, and

WHEREAS, Wisconsin law allows a reduction in the size of a County Board, one time between the decennial censuses, through action of the County Board or passage of a petition-derived referendum, and

WHEREAS, a referendum was on the April 3, 2007, ballot, asking whether the County Board should be reduced from 28 members to 7 members, and

WHEREAS, the referendum was narrowly defeated by 18 votes, which the County Board believes is a message from the voters that the size of the board needs to be reduced.

NOW, THEREFORE, BE IT RESOLVED that the Douglas County Board of Supervisors accept the recommendation of the Executive Committee and reduce the number of supervisory districts within Douglas County to 16 or 17, effective with the 2010 census redistricting process.

BE IT FURTHER RESOLVED that the Board is giving the option of 16 or 17 to assist in development of the supervisory district plan and are dependent on the population in the rural area.

BE IT FURTHER RESOLVED and the Board will attempt to develop co-terminus boundaries with the City of Superior aldermanic districts and will attempt to keep municipalities within the same supervisory district, when possible.

BE IT FURTHER RESOLVED that prior to the 2012 supervisory election, the County Board will review and revise the County Board Committee structure, to accommodate a smaller board size.

Dated this 19th day of July, 2007.

(Committee Action: Unanimous)
(Fiscal Note: None)

Roll Call		
District Number	Yes	No
1. Finn	X	
2. Browne		X
3. O'Brien, John	X	
4. Isackson	X	
5. Baker	X	
6. Ritscher		X
7. Livingston		X
8. Martin	X	
9. Prettie		X
10. Robinson	X	
11. Coyle	X	
12. Jaques	X	
13. Quam	X	
14. O'Brien, James	X	
15. McKenzie		X
16. Sweeney	X	
17. Egan	X	
18. Allen	X	
19. Miller		X
20. Hendrickson	X	
21. Johnson, Kay	X	
22. Thompson		X
23. Corbin		X
24. Liebaert		X
25.		
26. Johnson, Carol	X	
27. Stewart	X	
28. Graven		X
Roll: Ayes <u>17</u> Noes <u>10</u> Absent <u>0</u> Abstain <u>0</u> Passed <u>X</u> Lost _____ Refer _____ Amend _____ Other _____		
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Roll Call		
District Number	Yes	No
1. Finn	X	
2. Browne		X
3. O'Brien, John	X	
4. Isackson	X	
5. Baker	X	
6. Ritscher		X
7. Livingston		X
8. Martin	X	
9. Prettie		X
10. Robinson	X	
11. Coyle	X	
12. Jaques	X	
13. Quam	X	
14. O'Brien, James	X	
15. McKenzie		X
16. Sweeney	X	
17. Egan	X	
18. Allen	X	
19. Miller		X
20. Hendrickson	X	
21. Johnson, Kay	X	
22. Thompson		X
23. Corbin		X
24. Liebaert		X
25.		
26. Johnson, Carol	X	
27. Stewart	X	
28. Graven		X
Roll: Ayes <u> 17 </u> Noes <u> 10 </u> Absent <u> 0 </u> Abstain <u> 0 </u> Passed <u> X </u> Lost <u> </u> Refer <u> </u> Amend <u> </u> Other <u> </u>		
Rev. 05-14-07		

ACTION: Motion by Quam, second Baker, to adopt. Browne read a statement opposing the resolution based on the opinion that residents don not want to lose representation, and voters rejected the referendum this past April to reduce the number of supervisors to seven. He recommended the County Board wait until the 2010 census is completed. Baker disagreed with Browne's contentions, and opined the next time the number seven may succeed. Hendrickson agreed that the County Board be proactive and make the reduction plans now. Liebaert agreed with Browne and argued change should be approached only if it means improved representation for constituents and cost-effectiveness. The number of committees and committee assignments in relation to the size of the Board was briefly discussed. Supervisors spoke on both sides of the resolution, and lengthy debate followed. Ritscher stated his opposition to downsizing, and advocated the Board take the responsibility to educate the public on what the County Board and committees do on a daily basis.

County Board Vice Chair Allen assumed the Chair's position, as Chair Finn expressed a desire to speak on the resolution. Finn stated he feels very strongly about supporting this resolution, because the people rejected the referendum for seven by only 18 votes, and he believes the message was very clear. Finn indicated people he has contacted feel the Board needs to downsize, but not as drastic as seven. Committee structure can be studied and redesigned to be efficient and effective. He stated his belief that the Board has an obligation to be proactive, and this resolution at least reflects the Board is responding to public sentiment in general. Finn encouraged support for the resolution, thereby counteracting the drastic reduction by referendum that could surface. Roll call vote taken and passed with 17 Yes, 10 No. Voting no were Browne, Ritscher, Livingston, Prettie, McKenzie, Miller, Thompson, Corbin, Liebaert, Graven.

**RESOLUTION # 49-07
RESOLUTION BY THE EXECUTIVE COMMITTEE**

Subject: Committee Membership Size Reduced

RESOLVED that the Douglas County Board of Supervisors accept the recommendation of the Executive Committee and reduce the Health and Human Services Board from 9 members to 7 members and reduce the Highway Committee from 7 members to 5 members.

Dated this 19th day of July, 2007.

(Committee Action: Unanimous)
(Fiscal Note: Minimal savings to County Board budget)

ACTION: Motion by Stewart, second Corbin, to adopt. Motion carried.

Roll Call		
District Number	Yes	No
1. Finn		
2. Browne		
3. O'Brien, John		
4. Isackson		
5. Baker		
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8. Martin		
9. Prettie		
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11. Coyle		
12. Jaques		
13. Quam		
14. O'Brien, James		
15. McKenzie		
16. Sweeney		
17. Egan		
18. Allen		
19. Miller		
20. Hendrickson		
21. Johnson, Kay		
22. Thompson		
23. Corbin		
24. Liebaert		
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26. Johnson, Carol		
27. Stewart		
28. Graven		
Roll: Ayes _____ Noes _____ Absent _____ Abstain _____ Passed X _____ Lost _____ Refer _____ Amend _____ Other _____		
Rev. 05-14-07		

**RESOLUTION #50-07
RESOLUTION BY SUPERVISORS FINN AND STEWART**

Subject: Justice Assistance Grant

RESOLVED that the Douglas County Board of Supervisors accept the recommendations of Supervisors Finn and Stewart and approve submission of a grant application under the Edward Byrne Memorial Justice Assistance Grant Program.

BE IT FURTHER RESOLVED that this grant has been applied for jointly with the City of Superior and grant funds will be distributed to each unit of government for property system technology upgrade and pursuit termination equipment augmentation.

BE IT STILL FURTHER RESOLVED that public comment in regard to the grant application is allowed during discussion of this resolution by the County Board.

Dated this 19th day of July, 2007.

(Fiscal Note: None)

ACTION: Motion by Martin, second Corbin, to adopt. Motion carried.

Roll Call		
District Number	Yes	No
1. Finn		
2. Browne		
3. O'Brien, John		
4. Isackson		
5. Baker		
6. Ritscher		
7. Livingston		
8. Martin		
9. Prettie		
10. Robinson		
11. Coyle		
12. Jaques		
13. Quam		
14. O'Brien, James		
15. McKenzie		
16. Sweeney		
17. Egan		
18. Allen		
19. Miller		
20. Hendrickson		
21. Johnson, Kay		
22. Thompson		
23. Corbin		
24. Liebaert		
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26. Johnson, Carol		
27. Stewart		
28. Graven		
Roll: Ayes _____ Noes _____ Absent _____ Abstain _____ Passed <input checked="" type="checkbox"/> _____ Lost _____ Refer _____ Amend _____ Other _____		
Rev. 05-14-07		

RESOLUTION #51-07
RESOLUTION BY THE JUDICIARY, LEGISLATIVE
AND VETERANS COMMITTEE

Subject: Wisconsin Counties Association
Membership and Voting

WHEREAS, the Wisconsin Counties Association (WCA) has represented itself as an organization created to bring elected County Board Supervisors together from across the state and represent their interests to the Wisconsin State legislature, and

WHEREAS, these counties rely on the representation of WCA to be the will of the elected supervisors who comprise the membership of the Association, not unelected county employees, and

WHEREAS, unelected county employees may have a direct conflict of interest because the items for discussion or action may directly benefit or negatively impact the performance or continuance of their position, and

WHEREAS, county supervisors value and seek the advise of staff in matters before the Board of Supervisors or its' committees, but would never put these employees in such a position of conflict of interest, believing it to be potentially illegal and at best a poor practice to defer the responsibility of their elected duty.

NOW, THEREFORE, BE IT RESOLVED that the Douglas County Board of Supervisors in session this 19th day of July, 2007, hereby requests that the WCA Board of Directors take up as an agenda item at their next meeting, a revision fo the WCA bylaws to provide as follows:

1. Only elected officials within counties shall be seated as members of WCA steering committees with voting privileges;
2. Any and all unelected representatives appointed to WCA committees cannot be county employees and must carry a proxy from an elected committee chair from the county demonstrating that the elected body understands the issue being discussed or acted on, and that their vote represents the county's position on the matter; and

Roll Call		
District Number	Yes	No
1. Finn		
2. Browne		
3. O'Brien, John		
4. Isackson		
5. Baker		
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7. Livingston		
8. Martin		
9. Prettie		
10. Robinson		
11. Coyle		
12. Jaques		
13. Quam		
14. O'Brien, James		
15. McKenzie		
16. Sweeney		
17. Egan		
18. Allen		
19. Miller		
20. Hendrickson		
21. Johnson, Kay		
22. Thompson		
23. Corbin		
24. Liebaert		
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26. Johnson, Carol		
27. Stewart		
28. Graven		
Roll: Ayes _____ Noes _____ Absent _____ Abstain _____ Passed X_____ Lost _____ Refer _____ Amend _____ Other _____		
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Roll Call		
District Number	Yes	No
1. Finn		
2. Browne		
3. O'Brien, John		
4. Isackson		
5. Baker		
6. Ritscher		
7. Livingston		
8. Martin		
9. Prettie		
10. Robinson		
11. Coyle		
12. Jaques		
13. Quam		
14. O'Brien, James		
15. McKenzie		
16. Sweeney		
17. Egan		
18. Allen		
19. Miller		
20. Hendrickson		
21. Johnson, Kay		
22. Thompson		
23. Corbin		
24. Liebaert		
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26. Johnson, Carol		
27. Stewart		
28. Graven		
Roll: Ayes _____ Noes _____ Absent _____ Abstain _____ Passed X_____ Lost _____ Refer _____ Amend _____ Other _____		
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3. Each elected supervisor should be prepared to bring a resolution from the participating county expressing the county's, not the individual supervisor's opinion on any matter required a vote.

BE IT FURTHER RESOLVED that the County Clerk send a certified copy of this resolution to WCA President Steve Dickensen and all WCA member counties.

Dated this 19th day of July, 2007.

(Committee Action: Unanimous)
(Fiscal Note: None)

ACTION: Motion by Corbin, second Livingston, to adopt. Motion carried.

RESOLUTION #52-07
RESOLUTION BY THE JUDICIARY, LEGISLATIVE
AND VETERANS COMMITTEE

Subject: Wisconsin Counties Association Voting Procedures

WHEREAS, Wisconsin Counties Association provides services to member counties which in turn allow the counties to serve their constituents effectively, and

WHEREAS, WCA has a legislative team that acts as the voice of county officials at the Capitol, and

WHEREAS, WCA has various committees that make recommendations to the board of director, and

WHEREAS, presently the WCA committees have both elected officials and county employees as voting members, and

WHEREAS, county employees should serve on committees in an advisory capacity only, given that their votes could directly impact and/or benefit their individual employment, and

WHEREAS, WCA also employs a weighted voting system, which allows certain counties to have several votes as opposed to other counties that have only a single vote on an issue, and

WHEREAS, a “one vote per county” system would lead to more equitable decision-making.

NOW, THEREFORE, BE IT RESOLVED that the Douglas County Board of Supervisors urges the Wisconsin Counties Association to change Article II, Section 2.1 of its bylaws (“Weighted Voting”) by implementing a “one vote per county” system of voting for all committees.

BE IT FURTHER RESOLVED that the Wisconsin Counties Association is urged to discontinue the practice of allowing county employees to vote on WCA committees and instead, implement a change to Article VI, Section 6.3 and 6.11 of its bylaws (“Committee Membership” and “Action”), to allow county employees to sit on WCA committees in an advisory capacity only.

Roll Call		
District Number	Yes	No
1. Finn		
2. Browne		
3. O'Brien, John		
4. Isackson		
5. Baker		
6. Ritscher		
7. Livingston		
8. Martin		
9. Prettie		
10. Robinson		
11. Coyle		
12. Jaques		
13. Quam		
14. O'Brien, James		
15. McKenzie		
16. Sweeney		
17. Egan		
18. Allen		
19. Miller		
20. Hendrickson		
21. Johnson, Kay		
22. Thompson		
23. Corbin		
24. Liebaert		
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26. Johnson, Carol		
27. Stewart		
28. Graven		
Roll: Ayes _____ Noes _____ Absent _____ Abstain _____ Passed X_____ Lost _____ Refer _____ Amend _____ Other _____		
Rev. 05-14-07		

Roll Call		
District Number	Yes	No
1. Finn		
2. Browne		
3. O'Brien, John		
4. Isackson		
5. Baker		
6. Ritscher		
7. Livingston		
8. Martin		
9. Prettie		
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17. Egan		
18. Allen		
19. Miller		
20. Hendrickson		
21. Johnson, Kay		
22. Thompson		
23. Corbin		
24. Liebaert		
25.		
26. Johnson, Carol		
27. Stewart		
28. Graven		
Roll: Ayes _____ Noes _____ Absent _____ Abstain _____ Passed <u> X </u> Lost _____ Refer _____ Amend _____ Other _____		
Rev. 05-14-07		

BE IT FURTHER RESOLVED that the County Clerk send a certified copy of this resolution to WCA President Steve Dickensen and all WCA member counties.

Dated this 19th day of July, 2007.

(Committee Action: Unanimous)
(Fiscal Note: None)

ACTION: Motion by Corbin, second Hendrickson, to adopt. Motion carried.

RESOLUTION #53-07
RESOLUTION BY THE JUDICIARY, LEGISLATIVE
AND VETERANS COMMITTEE

Subject: Wisconsin DNR Fishing Tournament
Regulation and Fees

WHEREAS, the Wisconsin Department of Natural Resources has proposed a program for regulation of fishing tournaments with both regulations and fees to be imposed, and

WHEREAS, the items delineated by the Wisconsin Department of Natural Resources as reasons for the development of the proposed tournament fee(s), including but not limited to administration costs, law enforcement and studies on tournament fishing, are part of the normal scope and duties of the Wisconsin Department of Natural Resources, and

WHEREAS, the fishing tournament/event fee proposal would have a direct negative impact on the tourism-based businesses in and around the tournament area, contrary to the information provided by the Wisconsin Department of Natural Resources information of no impact anticipated, and

WHEREAS, the fishing tournament/event fee proposal would have a direct negative effect on lake associations, communities, service organizations, and local business' ability to carry on traditional events, fund-raising events, as well as the additional cost that would impact tourist and local population decisions as to whether or not to participate, and

WHEREAS, the proposed fishing tournament/event fee proposal could be construed as an additional tax or surcharge on a specific segment of the fishing community, and

WHEREAS, the Wisconsin Department of Natural Resources has not provided the public with any specific detail as to the allocation of funds collected via the fishing tournament/event fee proposal, and

WHEREAS, event organizers have been diligent in enforcing the existing laws related to fishing in Wisconsin waters and in supervising their tournament/event participants.

NOW THEREFORE, BE IT RESOLVED that the Douglas County Board of Supervisors opposes any further regulation or fees on the well-regulated and administered practice of fishing tournaments.

Roll Call		
District Number	Yes	No
1. Finn		
2. Browne		
3. O'Brien, John		
4. Isackson		
5. Baker		
6. Ritscher		
7. Livingston		
8. Martin		
9. Prettie		
10. Robinson		
11. Coyle		
12. Jaques		
13. Quam		
14. O'Brien, James		
15. McKenzie		
16. Sweeney		
17. Egan		
18. Allen		
19. Miller		
20. Hendrickson		
21. Johnson, Kay		
22. Thompson		
23. Corbin		
24. Liebaert		
25.		
26. Johnson, Carol		
27. Stewart		
28. Graven		
Roll: Ayes _____ Noes _____ Absent _____ Abstain _____ Passed _____ Lost _____ Refer <input checked="" type="checkbox"/> Back to Committee Amend _____ Other _____		
Rev. 05-14-07		

Roll Call		
District Number	Yes	No
1. Finn		
2. Browne		
3. O'Brien, John		
4. Isackson		
5. Baker		
6. Ritscher		
7. Livingston		
8. Martin		
9. Prettie		
10. Robinson		
11. Coyle		
12. Jaques		
13. Quam		
14. O'Brien, James		
15. McKenzie		
16. Sweeney		
17. Egan		
18. Allen		
19. Miller		
20. Hendrickson		
21. Johnson, Kay		
22. Thompson		
23. Corbin		
24. Liebaert		
25.		
26. Johnson, Carol		
27. Stewart		
28. Graven		
Roll: Ayes _____ Noes _____ Absent _____ Abstain _____ Passed _____ Lost _____ Refer <input checked="" type="checkbox"/> Back to Committee Amend _____ Other _____		
Rev. 05-14-07		

BE IT FURTHER RESOLVED that any additional involvement of the Wisconsin Department of Natural Resources in these locally controlled events are a part of the statutory charge of the Legislature, in the tradition of the Public Trust Doctrine, which states that all the waters of Wisconsin belong to all the people of Wisconsin, and all cost for administration, regulation, enforcement or study should be covered by the \$1,000,000,000.00 plus budget already assessed and designed.

Dated this 19th day of July, 2007.

(Committee Action: Unanimous)
(Fiscal Note: None)

ACTION: Motion by K. Johnson, second Miller, to adopt. Discussion on whether the new regulation would regulate release and transport of tournament fish and what types of tournaments are included. Motion by Liebaert, second Baker, to refer the resolution back to committee for additional information on types of tournaments included and whether the regulations include release and transport of the fish during tournaments. Motion to refer carried.

**RESOLUTION #54-07
RESOLUTION BY SUPERVISORS ON THE
LAND CONSERVATION COMMITTEE**

Subject: Douglas County Land and Water Conservation
Department Separation Date Amendment

WHEREAS, the Douglas County Board adopted Resolution #30-07, approving the separation of the Douglas County Land and Water Conservation Department from the four-county organization, ABDI-LWCD, effective December 15, 2007, and

WHEREAS, in order to comply with Department of Agriculture, Trade and Consumer Protection funding requirements, this separation needs to occur at an earlier date.

NOW, THEREFORE, BE IT RESOLVED that the Douglas County Board of Supervisors approves the separation of the Douglas County Land and Water Conservation Department from the four-county organization, ABDI-LWCD, effective July 31, 2007.

Dated this 19th day of July, 2007

(Committee Action: Unanimous)
(Fiscal Note: None)

ACTION: Motion by K. Johnson, second Hendrickson, to adopt. This will not affect Ostern's salary, staffing or project costs; but if not passed, the state will not reimburse any of those costs. Koszarek and Ostern explained the plan for Land Conservation staffing and projects for 2008 in order to qualify for the state dollars this year and into 2009 and 2010. Motion carried.

Roll Call		
District Number	Yes	No
1. Finn		
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21. Johnson, Kay		
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26. Johnson, Carol		
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Rev. 05-14-07		

**RESOLUTION #55-07
RESOLUTION BY THE HIGHWAY AND
ADMINISTRATION COMMITTEES**

Subject: Maple Garage Washroom Appropriation Authorized

RESOLVED that the Douglas County Board of Supervisors accept the recommendation of the Highway and Administration Committees and authorize appropriation of \$57,000.00 from Capital Projects for Highway Department Maple Garage washroom.

Dated this 19th day of July, 2007.

(Committee Action: Unanimous)

(Fiscal Note: Reduce Unreserved Undesignated Fund Balance by no more than \$57,000.00)

ACTION: Motion by K. Johnson, second Baker, to discuss. Discussion followed on what events led to the Department of Commerce requirement for these projects. Motion carried.

Roll Call		
District Number	Yes	No
1. Finn		
2. Browne		
3. O'Brien, John		
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Roll Call		
District Number	Yes	No
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Rev. 05-14-07		

RESOLUTION #56-07
RESOLUTION BY THE ADMINISTRATION COMMITTEE

Subject: Senate Bill 122 Supported

WHEREAS, for many years Wisconsin local governments have relied on the property tax to fund vital local programs and services, and

WHEREAS, over the years the percentage of property tax paid by homeowners has steadily increased while the proportion paid by business has remained relatively stable and in some cases decreased, and

WHEREAS, an obscure 1953 law has been used recently by a Wisconsin paper mill to exempt the paper mill from property taxes, on the basis that the paper mill claims to be a "pollution abatement facility", and this case has recently been accepted by the courts, resulting in additional applications from other paper mills and potentially many other manufacturing facilities exercising the same initiative, and

WHEREAS, this initiative, if successful, would substantially decrease property taxes available to local units of government while potentially increasing residential property taxes, and

WHEREAS, SB-122 is specifically written to close this unanticipated property tax loophole for major corporations in Wisconsin.

NOW, THEREFORE, BE IT RESOLVED that the Douglas County Board of Supervisors supports SB-122 and encourages all state elected representatives representing Douglas County to support SB-122, and fully supports the activities of the Wisconsin Counties Association and all other associations supporting the passage of SB-122.

BE IT FURTHER RESOLVED that the County Clerk is directed to provide a copy of this resolution to Governor Doyle, Representative Boyle, Senator Jauch, the Wisconsin Counties Association, and all Wisconsin counties.

Dated this 19th day of July, 2007.
 (Committee Action: Unanimous)
 (Fiscal Note: None)

ACTION: Motion by Quam, second Hendrickson, to adopt. Motion carried.

**RESOLUTION #57-07
RESOLUTION BY THE FOREST, PARKS AND
RECREATION COMMITTEE**

Subject: Withdrawal of Property from Forest Crop Law

RESOLVED that the Douglas County Board of Supervisors accept the recommendation of the Forest, Parks and Recreation Committee and approve a request to the Wisconsin DNR to withdraw the following approximate 9-acre parcel from County Forest Crop Law:

The North 300 feet of the SE1/4 of the NW1/4, lying East and West of the Amnicon River, Section 21, Township 46 North, Range 13 West, Town of Oakland, Douglas County, Wisconsin.

BE IT FURTHER RESOLVED that the purpose of this withdrawal is to allow for an exchange of this property for another similar size parcel that will be entered into Forest Crop Law.

Dated this 19th day of July, 2007.

(Committee Action: Unanimous)
(Fiscal Note: None)

ACTION: Motion by Robinson, second Stewart, to adopt. Liebaert explained the history of events that led to exchange of property with Mr. and Mrs. Beam. Motion carried.

Roll Call		
District Number	Yes	No
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Rev. 05-14-07		

**RESOLUTION #58-07
RESOLUTION BY THE FOREST, PARKS AND
RECREATION COMMITTEE**

Subject: Entry and Exchange of Forestry Property

RESOLVED that the Douglas County Board of Supervisors accept the recommendation of the Forest, Parks and Recreation Committee and approve the ownership exchange of the following two approximate 9-acre parcels between the Douglas County Forestry Department and Robert D. and Heather B. Beam:

- (1) The North 300 feet of the SE1/4 of the NW1/4, lying East and West of the Amnicon River, Section 21, Township 46 North, Range 13 West, Town of Oakland, Douglas County, Wisconsin (owned by Douglas County); and
- (2) The North 300 feet of the NE1/4 of the NW1/4, Section 21, Township 46 North, Range 13 West, Town of Oakland, Douglas County, Wisconsin (owned by Robert D. and Heather B. Beam).

BE IT FURTHER RESOLVED that parcel number (2) above be entered under the Wisconsin County Forest Law.

Dated this 19th day of July, 2007.

(Committee Action: Unanimous)
(Fiscal Note: None)

ACTION: Motion by McKenzie, second James O'Brien, to adopt. Motion carried.

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District Number	Yes	No
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**RESOLUTION #59-07
RESOLUTION BY SUPERVISORS ON THE LAND
CONSERVATION COMMITTEE**

Subject: Phosphorus Lawn Fertilizers Ban Supported

WHEREAS, protecting the water quality of Douglas County's lakes, rivers and streams (including Lake Superior) is extremely important as it has the potential to affect both surface water and groundwater resources, and

WHEREAS, human health is directly tied to the quality of water in surface and groundwater resources, and

WHEREAS, local economies such as tourism (fishing, recreation, resorts, etc.) and property values depend upon the good quality of Douglas County's water resources, and

WHEREAS, most soils in the Douglas County area do not need additional phosphorus to maintain healthy lawns, and

WHEREAS, application of commercial fertilizers on parks, residential properties, and other non-agricultural areas often increases phosphorus runoff into streams, lakes and rivers, and

WHEREAS, runoff from lawns carries up to eight times more phosphorus than the runoff from similar-sized wooded areas, and

WHEREAS, phosphorus accelerates growth of weeds and algae and decreases water clarity in lakes and waterways, with one pound of phosphorus in runoff producing 500 pounds of algae growth, and

WHEREAS, inland lakes and Lake Superior beaches and shorelines have been periodically degraded by algae, and

WHEREAS, elimination of phosphorus from lawn fertilizer will improve water quality and help reduce the presence of algae in Douglas County's waters, and

WHEREAS, introduction of excess phosphorus is detrimental to the quality of Douglas County waters, and

WHEREAS, reliance on local municipal ordinances to ban the sale and use of lawn fertilizers containing phosphorus will be ineffective in addressing county-wide concern since landowners can purchase and import products from outside the municipality, and

Roll Call		
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Roll Call		
District Number	Yes	No
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Roll: Ayes _____ Noes _____ Absent _____ Abstain _____ Passed _____ Lost _____ Refer <input checked="" type="checkbox"/> Back to Committee Amend _____ Other _____		
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WHEREAS, Douglas County can protect water quality by promoting better management practices, through restrictions on the sale and use of lawn fertilizers containing phosphorus in Douglas County.

NOW, THEREFORE, BE IT RESOLVED that the Douglas County Board of Supervisors accept the recommendation of the Land Conservation Committee to support development and implementation of a county-wide ordinance prohibiting the sale and use of phosphorus lawn fertilizer on residential properties, parks and other non-agricultural areas.

BE IT FURTHER RESOLVED that copies of this resolution be provided to the Wisconsin DNR Secretary Scott Hassett, Wisconsin DATCP Secretary Rod Nilsestuen, Governor Doyle, and all members of the Wisconsin legislature.

Dated this 19th day of July, 2007.

(Fiscal Note: None)

ACTION: Motion by Livingston, second Liebaert, to adopt. Felker explained it is questionable whether counties have the authority for such an ordinance. There is a state statute that authorizes and allows only Dane County to ban phosphorus use. The statute is not applicable to any other county, and there is no other independent authority for Douglas County to pass this type of ordinance. AB 396 and SB 197, both in committee, would ban use of fertilizers with phosphorus throughout the state. Felker recommended two options: (1) Support the proposed legislation statewide; or (2) Develop support for legislation that would allow counties to have the authority to adopt this type of ordinance. Discussion. Corbin advocated educating landowners about such things as phosphorus, which is what the Amnicon-Dowling Lakes Management Association does. Motion by Allen, second Stewart, to refer the resolution back to committee for revisions, removing development of a county ordinance, and incorporating a statement that would support development and implementation of statewide legislation. Motion to refer carried.

**RESOLUTION #60-07
RESOLUTION BY THE DOUGLAS COUNTY BOARD OF
SUPERVISORS**

Subject: University of Wisconsin-Superior Academic Building
State Funding Supported

WHEREAS, the Wisconsin State Assembly on July 9, 2007, approved their version of the state budget, and

WHEREAS, among the many items which negatively impact Douglas County, the City of Superior, and Northwestern Wisconsin, was the elimination of the academic building at the University of Wisconsin-Superior, and

WHEREAS, the academic building has been in the planning stages for several years, approved by the Board of Regents, the Building Commission, the Governor and Wisconsin State Senate, and is one of the two top-ranked projects in the State's proposed capital budget, and

WHEREAS, the academic building was a major legislative issue presented in Madison by the 2007 Superior Days delegation, representing countless Northwest Wisconsin communities and counties, and

WHEREAS, this new building is vitally important to the future of education at UW-Superior and for the thousands of students that will attend the only public university in Northern Wisconsin, and

WHEREAS, the building will replace two costly and obsolete buildings that were intended to be used as academic structures, and

WHEREAS, UW-Superior alumni and friends have donated \$7,000,000.00 to this building project, which will significantly reduce the state's obligation for the project.

NOW, THEREFORE, BE IT RESOLVED, that the Douglas County Board of Supervisors strongly support the Academic Building project for UW-Superior and request that funding be included in the final version of the Wisconsin State Budget.

BE IT FURTHER RESOLVED that upon passage of this resolution, copies be sent to Governor Doyle, Senator Robson, Senator Jauch, Representative Huebsch, Representative Boyle, Chancellor Erlenbach, Ashland and Bayfield County Boards of Supervisors.

Dated this 19th day of July, 2007.
(Fiscal Note: None)

Roll Call		
District Number	Yes	No
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Roll Call		
District Number	Yes	No
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Roll: Ayes _____ Noes _____ Absent _____ Abstain _____ Passed _____ X _____ Lost _____ Refer _____ Amend _____ X _____ Other _____		
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ACTION: Motion by Allen, second Stewart, to adopt. Motion by Browne, second McKenzie, to amend resolution and have it sponsored by the entire County Board. Motion carried. Motion to adopt resolution as amended, carried.

**RESOLUTION #61-07
RESOLUTION BY THE DOUGLAS COUNTY BOARD OF
SUPERVISORS**

Subject: Shared Revenue Reductions Opposed

WHEREAS, the Wisconsin State Assembly version of the budget was approved on July 10, 2007, and

WHEREAS, included in the Assembly budget is a reduction in shared revenue of \$42,985,000.00 for counties and cities, and

WHEREAS, four cities, including the City of Superior, would take a devastating 12.5% cut in shared revenue, which for the City of Superior is approximately one million dollars, and

WHEREAS, Douglas County would take an additional 5% reduction in shared revenue, which is \$120,000.00, and

WHEREAS, Douglas County has already experienced a 15% reduction in shared revenue since 2002, and

WHEREAS, the reduction of shared revenue will have a devastating impact on services provided to residents in the City of Superior, both in terms of public health and safety, and

WHEREAS, all Douglas County residents will be impacted by cuts in needed services, and

WHEREAS, it appears that the less populated, more economically depressed, poorer communities and counties in Wisconsin are impacted more significantly by reducing shared revenue payments to those communities, rejecting the historical intent of shared revenue, and

WHEREAS, the Assembly version of the budget allows for a near zero increase in the levy which does not allow local elected officials to make decisions impacting services to constituents.

NOW, THEREFORE, BE IT RESOLVED, that the Douglas County Board of Supervisors strongly oppose reductions in shared revenue as proposed in the Assembly budget and urge the legislature to provide adequate funding and flexibility to local units of government so that elected officials will be able to provide services residents expect and deserve.

Dated this 19th day of July, 2007.

(Fiscal Note: None)

Roll Call		
District Number	Yes	No
1. Finn		
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Roll Call		
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ACTION: Motion by Quam, second Thompson, to adopt. Motion by Browne, second McKenzie, to amend resolution and have it sponsored by the entire County Board. Motion carried. Motion to adopt resolution as amended, carried.

Motion by Liebasert, second Corbin, to allow resolution not on agenda. Motion carried.

Roll Call		
District Number	Yes	No
1. Finn		
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3. O'Brien, John		
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RESOLUTION #62-07
RESOLUTION BY THE ADMINISTRATION COMMITTEE

Subject; Human Resources Director Hired

RESOLVED that the Douglas County Board of Supervisors accept the recommendation of the Administration Committee and County Administrator Steve Koszarek and hire James Laumeyer, as Director of the Douglas County Department of Human Resources, at the following classification and compensation:

Position Title:	Director
Department:	Human Resources
Status:	Full time, exempt
Classification:	D63, Step 8+
Compensation:	\$73,840 with adjustment to \$76,055 upon successful completion of first six months; one year probationary period
Benefits:	Full benefit package
Effective Date:	August 20, 2007

Dated this 19th day of July, 2007.

(Committee Action: Unanimous)
(Fiscal Note: Within 2007 budget)

ACTION: Motion by Egan, second Hendrickson, to adopt. Brief resume of James Laumeyer distributed and briefly discussed. The HR Manager compensation versus the HR Director compensation has a \$6,525 difference, which is in the budget. Laumeyer has risk management experience which may be brought into the workload. A question arose regarding the probationary period in relation to the salary increase timeframe. Brief discussion. Motion by Liebaert, second Robinson, to amend resolution and change the probation period to one year, with salary increase following completion of first six months. The position is 2080 hours. Laumeyer will start with four weeks vacation. Motion carried. Motion to adopt resolution as amended, carried.

COUNTY ADMINISTRATOR REPORT: Koszarek encouraged Supervisors to attend the department managers' retreat at St. Croix Inn, Solon Springs, August 3rd. Also, please respond to the strategic planning survey Fariba Pendleton sent to County Board. Having taped the PEGA program with the Forestry Department today, Koszarek lauded the staff and work of that department.

COUNTY BOARD CHAIR REPORT AND APPOINTMENTS: Chair Finn thanked the Board for input on the downsizing resolution, and stated he respects everyone's opinions. House of Representatives passed the budget that included the 154 environmental infrastructure fund. WCA Convention registrations due to Tafelski August 1st. Supervisors who live in the city are asked to make an effort to pick up their mail at the Courthouse.

The following appointments were recommended: **25th District County Board Supervisor - David Conley**, 7177 E. Lake Blvd., Lake Nebagamon, WI 54849; (715)374-2088; and Conley Committee Appointments - **Land and Development Committee; Health and Human Services Board** (replace Kay Johnson); **Energy Committee; Superior/Douglas County Convention and Visitors Bureau; St. Louis River Remedial Action Program** (replace Mike Coyle); **Highway Committee - Vice Chair - Nick Baker; The Development Association - Alan Jaques; Douglas County Revolving Loan Fund Board of Directors - Kay Johnson.** Motion by C. Johnson, second Corbin, to approve appointments. Motion carried.

COMMITTEE REPORTS

K. Johnson reported on Highway Department projects and the County's free health screening clinics for children.

McKenzie reported Land Conservation Committee met yesterday, and will meet again in Solon Springs on Monday, July 23rd, which will include a public input session. Discussion will include the proposal of a \$600,000 account for use of interest only for conservation projects.

Quam reported Health and Human Services Board members continue to attend the consortium meetings on the new Long-Term Support Initiative.

Robinson reported on his attendance at the Wisconsin County Forestry Association last month in Antigo.

Liebaert reported the Forestry Department held a timber sale recently and all wood was sold, but prices have decreased somewhat. Forest photos are done, and inventory/analysis are underway.

C. Johnson reported Comprehensive Planning Committee met this past week. Public input survey changes/corrections were completed. Final draft presented at the next meeting. Public input meetings to be held. Committee will be sending out about 13,000 surveys.

YOUTH REPRESENTATIVE REPORTS: Dalbec reported on community event held at Bong Heritage Center, for the book signing by local author, Ellen Baker. The event celebrated Baker's first published book, Keeping the House.

APPROVAL OF BILLS AND CLAIMS: Motion by Corbin, second Martin, to approve. Motion carried.

ADJOURNMENT: Motion by James O'Brien, second Liebaert, to adjourn. Motion carried. Next regularly scheduled meeting - Thursday, August 16, 2007.

Submitted by,

Susan T. Sandvick
Douglas County Clerk.